



San Diego City Attorney

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MEDIA ADVISORY

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CITY ATTORNEY RESPONDS TO CITY COUNCIL PRESIDENT'S ACTION TO SUPPRESS PUBLIC'S RIGHT TO KNOW ABOUT PENSION ISSUES

City Attorney Michael Aguirre briefed the news media this afternoon about a letter he has sent to Council President Scott Peters regarding the effort by Peters to prevent the City Attorney or his Deputy City Attorneys from asking direct questions of the San Diego City Employees' Retirement System's actuary, Gene Kalwarski, at the City Council meeting on Monday, April 16, at 2 p.m., agenda item #202.

The City Attorney also forwarded his letter to the U.S. Securities & Exchange Commission, advising them of the Council President's action.

In his letter to Peters, the City Attorney said, "the Council President has no legal authority to accept such a condition and, in so doing, waive the right of the City Council to receive, and the citizens of San Diego to hear, the legal advice and counsel of the City Attorney."

On April 11, 2007 Peters sent a letter to SDCERS' Retirement Administrator David B. Wescoe, agreeing to SDCERS' request that the City Attorney and his staff be denied the opportunity to ask questions of the SDCERS actuary.

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